

## **EXHIBIT 3**

651108

☐ Final K-1☐ Amended K-1

OMB No. 1545-0099

**Schedule K-1  
(Form 1065)****2008**Department of the Treasury  
Internal Revenue ServiceFor calendar year 2008, or tax  
year beginning \_\_\_\_\_, 2008  
ending \_\_\_\_\_, 2008**Partner's Share of Income, Deductions,  
Credits, etc.**

▶ See back of form and separate instructions.

**Part I Information About the Partnership****A** Partnership's employer identification number**B** Partnership's name, address, city, state, and ZIP code

Highland Capital Management, L.P.

Two Galleria Tower

13455 Noel Road, Suite 800

Dallas, TX 75240

**C** IRS Center where partnership filed return

Ogden

**D** ☐ Check if this is a publicly traded partnership (PTP)**Part II Information About the Partner****E** Partner's identifying number**F** Partner's name, address, city, state, and ZIP code

JOHN YANG

**G** ☐ General partner or LLC  
member-manager☒ Limited partner or other LLC  
member**H** ☒ Domestic partner☐ Foreign partner**I** What type of entity is this partner? Individual**J** Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	VARIOUS	
Loss	VARIOUS	0.720703%
Capital	0.700286%	-117.207327%

**K** Partner's share of liabilities at year end:

Nonrecourse . . . . .	\$	
Qualified nonrecourse financing . . . . .	\$	66,831
Recourse . . . . .	\$	

**L** Partner's capital account analysis:

Beginning capital account . . . . .	\$	4,715,894
Capital contributed during the year . . . . .	\$	
Current year increase (decrease) . . . . .	\$	(5,011,640)
Withdrawals & distributions . . . . .	\$	( 630,740)
Ending capital account . . . . .	\$	(926,486)

☐ Tax basis ☒ GAAP ☐ Section 704(b) book  
☐ Other (explain)
**Part III Partner's Share of Current Year Income,  
Deductions, Credits, and Other Items**

<b>1</b>	Ordinary business income (loss)	<b>15</b>	Credits
	(3,936,322)	<b>M</b>	793
<b>2</b>	Net rental real estate income (loss)		
	(3,079)		
<b>3</b>	Other net rental income (loss)	<b>16</b>	Foreign transactions
	1	<b>A</b>	VARIOUS
<b>4</b>	Guaranteed payments	<b>B</b>	1,905,705
<b>5</b>	Interest income	<b>C</b>	93,906
	19,335		
<b>6a</b>	Ordinary dividends	<b>D</b>	841
	16,745		
<b>6b</b>	Qualified dividends	<b>E</b>	127,315
	90		
<b>7</b>	Royalties	<b>G</b>	95,206
<b>8</b>	Net short-term capital gain (loss)		
	25,731	<b>*</b>	STMT
<b>9a</b>	Net long-term capital gain (loss)	<b>17</b>	Alternative minimum tax (AMT) items
	19,075	<b>A</b>	26
<b>9b</b>	Collectibles (28%) gain (loss)	<b>D</b>	(575)
<b>9c</b>	Unrecaptured section 1250 gain	<b>E</b>	(26)
<b>*</b>	STMT		
<b>10</b>	Net section 1231 gain (loss)	<b>18</b>	Tax-exempt income and nondeductible expenses
	580		
<b>11</b>	Other income (loss)	<b>A</b>	1,488
<b>A</b>	(214)		
<b>C</b>	(119,292)	<b>C</b>	4,360
<b>*</b>	STMT		
<b>12</b>	Section 179 deduction	<b>19</b>	Distributions
		<b>A</b>	630,740
<b>13</b>	Other deductions		
<b>A</b>	834	<b>20</b>	Other information
<b>H</b>	10,242	<b>A</b>	SEE STMT
<b>*</b>	STMT	<b>B</b>	SEE STMT
<b>14</b>	Self-employment earnings (loss)		

\*See attached statement for additional information.

For IRS Use Only

**This list identifies the codes used on Schedule K-1 for all partners and provides summarized reporting information for partners who file Form 1040. For detailed reporting and filing information, see the separate Partner's Instructions for Schedule K-1 and the instructions for your income tax return.**

<b>1. Ordinary business income (loss).</b> Determine whether the income (loss) is passive or nonpassive and enter on your return as follows.	<i>Report on</i>	<b>J</b> Work opportunity credit	Form 5884, line 3
Passive loss	See the Partner's Instructions	<b>K</b> Disabled access credit	See the Partner's Instructions
Passive income	Schedule E, line 28, column (g)	<b>L</b> Empowerment zone and renewal community employment credit	Form 8844, line 3
Nonpassive loss	Schedule E, line 28, column (h)	<b>M</b> Credit for increasing research activities	See the Partner's Instructions
Nonpassive income	Schedule E, line 28, column (j)	<b>N</b> Credit for employer social security and Medicare taxes	Form 8846, line 5
<b>2. Net rental real estate income (loss)</b>	See the Partner's Instructions	<b>O</b> Backup withholding	Form 1040, line 62
<b>3. Other net rental income (loss)</b>		<b>P</b> Other credits	See the Partner's Instructions
Net income	Schedule E, line 28, column (g)	<b>16. Foreign transactions</b>	
Net loss	See the Partner's Instructions	<b>A</b> Name of country or U.S. possession	Form 1116, Part I
<b>4. Guaranteed payments</b>	Schedule E, line 28, column (j)	<b>B</b> Gross income from all sources	
<b>5. Interest income</b>	Form 1040, line 8a	<b>C</b> Gross income sourced at partner level	
<b>6a. Ordinary dividends</b>	Form 1040, line 9a	<i>Foreign gross income sourced at partnership level</i>	
<b>6b. Qualified dividends</b>	Form 1040, line 9b	<b>D</b> Passive category	Form 1116, Part I
<b>7. Royalties</b>	Schedule E, line 4	<b>E</b> General category	
<b>8. Net short-term capital gain (loss)</b>	Schedule D, line 5, column (f)	<b>F</b> Other	
<b>9a. Net long-term capital gain (loss)</b>	Schedule D, line 12, column (f)	<i>Deductions allocated and apportioned at partner level</i>	
<b>9b. Collectibles (28%) gain (loss)</b>	28% Rate Gain Worksheet, line 4 (Schedule D instructions)	<b>G</b> Interest expense	Form 1116, Part I
<b>9c. Unrecaptured section 1250 gain</b>	See the Partner's Instructions	<b>H</b> Other	Form 1116, Part I
<b>10. Net section 1231 gain (loss)</b>	See the Partner's Instructions	<i>Deductions allocated and apportioned at partnership level to foreign source income</i>	
<b>11. Other income (loss)</b>		<b>I</b> Passive category	Form 1116, Part I
<i>Code</i>		<b>J</b> General category	
<b>A</b> Other portfolio income (loss)	See the Partner's Instructions	<b>K</b> Other	
<b>B</b> Involuntary conversions	See the Partner's Instructions	<i>Other information</i>	
<b>C</b> Sec. 1256 contracts & straddles	Form 6781, line 1	<b>L</b> Total foreign taxes paid	Form 1116, Part II
<b>D</b> Mining exploration costs recapture	See Pub. 535	<b>M</b> Total foreign taxes accrued	Form 1116, Part II
<b>E</b> Cancellation of debt	Form 1040, line 21 or Form 982	<b>N</b> Reduction in taxes available for credit	Form 1116, line 12
<b>F</b> Other income (loss)	See the Partner's Instructions	<b>O</b> Foreign trading gross receipts	Form 8873
<b>12. Section 179 deduction</b>	See the Partner's Instructions	<b>P</b> Extraterritorial income exclusion	Form 8873
<b>13. Other deductions</b>		<b>Q</b> Other foreign transactions	See the Partner's Instructions
<b>A</b> Cash contributions (50%)	See the Partner's Instructions	<b>17. Alternative minimum tax (AMT) items</b>	
<b>B</b> Cash contributions (30%)		<b>A</b> Post-1986 depreciation adjustment	See the Partner's Instructions and the instructions for Form 8251
<b>C</b> Noncash contributions (50%)		<b>B</b> Adjusted gain or loss	
<b>D</b> Noncash contributions (30%)		<b>C</b> Depletion (other than oil & gas)	
<b>E</b> Capital gain property to a 50% organization (30%)		<b>D</b> Oil, gas, & geothermal—gross income	
<b>F</b> Capital gain property (20%)		<b>E</b> Oil, gas, & geothermal—deductions	
<b>G</b> Contributions (100%)	<b>F</b> Other AMT items		
<b>H</b> Investment interest expense	Form 4952, line 1	<b>18. Tax-exempt income and nondeductible expenses</b>	
<b>I</b> Deductions—royalty income	Schedule E, line 18	<b>A</b> Tax-exempt interest income	Form 1040, line 8b
<b>J</b> Section 59(e)(2) expenditures	See the Partner's Instructions	<b>B</b> Other tax-exempt income	See the Partner's Instructions
<b>K</b> Deductions—portfolio (2% floor)	Schedule A, line 23	<b>C</b> Nondeductible expenses	See the Partner's Instructions
<b>L</b> Deductions—portfolio (other)	Schedule A, line 28	<b>19. Distributions</b>	
<b>M</b> Amounts paid for medical insurance	Schedule A, line 1 or Form 1040, line 29	<b>A</b> Cash and marketable securities	See the Partner's Instructions
<b>N</b> Educational assistance benefits	See the Partner's Instructions	<b>B</b> Other property	
<b>O</b> Dependent care benefits	Form 2441, line 14	<b>C</b> Distribution subject to section 737	
<b>P</b> Preproductive period expenses	See the Partner's Instructions	<b>20. Other information</b>	
<b>Q</b> Commercial revitalization deduction from rental real estate activities	See Form 8582 instructions	<b>A</b> Investment income	Form 4852, line 4a
<b>R</b> Pensions and IRAs	See the Partner's Instructions	<b>B</b> Investment expenses	Form 4852, line 5
<b>S</b> Reforestation expense deduction	See the Partner's Instructions	<b>C</b> Fuel tax credit information	Form 4136
<b>T</b> Domestic production activities information	See Form 8903 instructions	<b>D</b> Qualified rehabilitation expenditures (other than rental real estate)	See the Partner's Instructions
<b>U</b> Qualified production activities income	Form 8903, line 7	<b>E</b> Basis of energy property	See the Partner's Instructions
<b>V</b> Employer's Form W-2 wages	Form 8903, line 15	<b>F</b> Recapture of low-income housing credit (section 42(j)(5))	Form 8611, line 8
<b>W</b> Other deductions	See the Partner's Instructions	<b>G</b> Recapture of low-income housing credit (other)	Form 8611, line 8
<b>14. Self-employment earnings (loss)</b>		<b>H</b> Recapture of investment credit	See Form 4255
<b>Note.</b> If you have a section 179 deduction or any partner-level deductions, see the Partner's Instructions before completing Schedule SE.		<b>I</b> Recapture of other credits	See the Partner's Instructions
<b>A</b> Net earnings (loss) from self-employment	Schedule SE, Section A or B	<b>J</b> Look-back interest—completed long-term contracts	See Form 8697
<b>B</b> Gross farming or fishing income	See the Partner's Instructions	<b>K</b> Look-back interest—income forecast method	See Form 8866
<b>C</b> Gross non-farm income	See the Partner's Instructions	<b>L</b> Dispositions of property with section 179 deductions	See the Partner's Instructions
<b>15. Credits</b>		<b>M</b> Recapture of section 179 deduction	
<b>A</b> Low-income housing credit (section 42(j)(5)) from pre-2008 buildings	See the Partner's Instructions	<b>N</b> Interest expense for corporate partners	
<b>B</b> Low-income housing credit (other) from pre-2008 buildings	See the Partner's Instructions	<b>O</b> Section 453(j)(3) information	
<b>C</b> Low-income housing credit (section 42(j)(5)) from post-2007 buildings	Form 8586, line 11	<b>P</b> Section 453A(c) information	
<b>D</b> Low-income housing credit (other) from post-2007 buildings	Form 8586, line 11	<b>Q</b> Section 1260(b) information	
<b>E</b> Qualified rehabilitation expenditures (rental real estate)	See the Partner's Instructions	<b>R</b> Interest allocable to production expenditures	
<b>F</b> Other rental real estate credits		<b>S</b> CCF nonqualified withdrawals	
<b>G</b> Other rental credits		<b>T</b> Depletion information—oil and gas	
<b>H</b> Undistributed capital gains credit	Form 1040, line 68; check box a	<b>U</b> Amortization of reforestation costs	
<b>I</b> Alcohol and cellulosic biofuel fuels credit	Form 6478, line 9	<b>V</b> Unrelated business taxable income	
		<b>W</b> Precontribution gain (loss)	
		<b>X</b> Other information	